

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

HECTOR AYALA

Petitioner,

:

v.

:

CIVIL ACTION
NO. 15-6720

MARK GARMAN; THE DISTRICT
ATTORNEY OF THE COUNTY OF
PHILADELPHIA; and, THE
ATTORNEY GENERAL OF THE
STATE OF PENNSYLVANIA

:

:

Respondents.

ORDER

AND NOW this 9th day of June 2017, upon careful and independent consideration of:
Hector Ayala's Petition For Writ of Habeas Corpus (Doc. No. 1); the Response in Opposition
thereto (Doc. No. 9); the Report and Recommendation of United States Magistrate Judge
Timothy R. Rice (Doc. No. 12); Petitioner's Objections (Doc. No. 13); and, the Response to
Petitioner's Objections (Doc. No. 16), it is hereby ORDERED as follows:

1. In accordance with this Court's accompanying Memorandum, Petitioner's Objections (Doc. No. 13) are OVERRULED;
2. The Report and Recommendation (Doc. No. 12) is APPROVED and ADOPTED;
3. The Petition for Writ of Habeas Corpus (Doc. No. 1) is DENIED;
4. Petitioner's request for an evidentiary hearing is DENIED;
5. A Certificate of Appealability shall NOT ISSUE; and,
6. The Clerk of Court shall mark this matter CLOSED.

BY THE COURT:

/s/ C. Darnell Jones, II J.